

FISCAL NOTE

HB 2522 - SB 2494

February 9, 2006

SUMMARY OF BILL: Creates the *Tennessee Student Health Act* which requires each LEA to establish a student health advisory council by January 31, 2007; requires students to participate in physical education in grades K-5 for at least 150 minutes per week and students in grades 6-8 for at least 225 minutes per week; requires the State Board of Education to create physical education academic content standards and LEAs to offer instruction meeting those standards; requires students with disabilities to have an adapted physical education curriculum; requires LEAs to monitor schools' compliance; requires each school to have a licensed physical educator to oversee the program; and requires K-8 physical education teachers to regularly participate in professional development activities.

ESTIMATED FISCAL IMPACT:

**Increase State Expenditures – \$107,000 Recurring
\$500,000 One-Time**

Increase Local Govt. Expenditures – Exceeds \$60,000,000*

Assumptions:

- Cost for the Department of Education to develop academic content standards and a program of instruction for Physical Education is estimated to be approximately \$500,000.
- The creation of a Director of Physical Education to oversee and provide coordination of the program is estimated to increase state expenditures by approximately \$107,000 for salary and related expenses.
- Cost to provide 150 minutes of physical education per week for K-5 students is estimated to be between \$45,000,000 and \$90,000,000. The number of additional PE teachers required would be between 1,000 and 2,000 at an average instructional cost of \$45,084.
- Cost to provide 225 minutes of physical education per week for students in grades 6-8 is estimated to be between \$12,000,000 and \$25,000,000. The number of additional PE teachers required would be between 275 and 550 at an average instructional cost of \$45,084. These estimates will depend upon whether substitutions are allowed for PE credit (i.e. marching band, team sports, etc.). If substitutions are allowed, fewer teachers may be required in these grades.

- In addition, some elementary schools would need additional indoor space to accommodate the higher PE requirements. Depending on the school, there could be a significant local cost to enlarge facilities. Such cost to local governments is estimated to exceed \$1,000,000 statewide.
- Additional PE equipment may be needed by some schools, depending upon their current inventory. The cost of such equipment would be a local cost and would vary greatly from district to district. Such cost to local governments is estimated to exceed \$1,000,000 statewide.
- The cost to LEAs to maintain facilities and equipment is estimated to exceed \$1,000,000 statewide.
- The cost of any professional development would be at local expense.
- Assumes there would be no fiscal impact from establishing student health advisory councils since members would volunteer their time. In addition, advisory councils will be required by the Federal Wellness Act and the Physical Activity policy which becomes effective in the 2006-07 school year.
- Assumes the cost of LEAs monitoring schools' physical education curricula could be absorbed in current budgets as a part of existing monitoring activities.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director